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Response under 37 C.F.R. 1.116
- Expedited Examining Procedure -
Examining Group 3724

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Yeh-Hung Lai, et al

APPARATUS AND METHOD FOR
CUTTING SHEET MATERIALS

Serial No. 10/037,017

Filed 21 December 2001

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

Group Art Unit: 3724

Examiner: Jason D. Prone

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Robin G. DePoint
Robin G. DePoint

March 2, 2005
Date

Response Under 37 CFR 1.116

This is in response to the Final Rejection dated December 2, 2004.

REMARKS

In paragraph 2 of the Office Action, claims 1-3, 5, 7, 8, 10, 11, 17, and 18 stand rejected under the judicially-created doctrine of obviousness to double-patenting over claims 1-3, 5, 9, and 10 of U.S. Patent 6,820,784. It is respectfully requested that this rejection be reconsidered and withdrawn in view of the Terminal Disclaimer filed simultaneously with this amendment.

In paragraph 4 of the Office Action, claims 1-3, 5, 7, 8, 10, 11, 17, and 18 stand rejected under 35 USC 102 because the applicant did not invent the claimed subject matter. The Examiner states is not clear who invented the subject matter of claims 1-3, 5, 7, 8, 10, 11, 17, and 18 because the inventive entities of the instant application and U.S. Patent 6,820,784 are different. The Examiner